

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.**

SUIT NO.3585 OF 1996

Bank of Baroda. ...Plaintiff.
Vs.
Sandeep Suresh Gupta & Ors. ...Defendant.
....
Ms.Renuka M. Nair i/b. Kedwani & Co. for the Plaintiff.
None for the Defendants.

.....
CORAM :DR.D.Y.CHANDRACHUD, J.
July 12, 2007.

P.C.:

This is a suit of the year 1996. The record and proceedings would show that the suit was placed on Board as an undefended suit on 1st December 2005, 15th December 2005 and 11th June 2007 and was adjourned. Learned Counsel has placed on the record letters dated 9th June 2007 and 5th July 2007 addressed to the Plaintiff. The first letter records that as far back as on 30th November 2005, the Plaintiff had been requested to furnish original documents together with a statement of account despite which no steps have been taken. The second letter adverts to a further letter dated 16th June 2007 and attention was, in fact, drawn to the fact that unless the original

documents and statement of account were forthcoming, no further adjournment would be granted by the Court. Manifestly, the Bank is unable to produce the original documents together with the statement of account and has not taken any steps to pursue the suit. The suit is accordingly dismissed for want of prosecution.

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